

By

Wentworth

S.J.R. No. 19

A JOINT RESOLUTION

1 proposing a constitutional amendment relating to the place at which
2 the supreme court sits to transact business.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 3a, Article V, Texas Constitution, is
5 amended to read as follows:

6 Sec. 3a. The Supreme Court may sit at any time during the
7 year at the seat of government or, at the court's discretion, at
8 any other location in this state for the transaction of business
9 and each term thereof shall begin and end with each calendar year.

10 SECTION 2. This proposed constitutional amendment shall be
11 submitted to the voters at an election to be held on November 4,
12 1997. The ballot shall be printed to permit voting for or against
13 the proposition: "The constitutional amendment authorizing the
14 supreme court to sit to transact business at any location in this
15 state."

3-4-97

4-2-97

4-28-97

1-1 By: Wentworth S.J.R. No. 19
1-2 (In the Senate - Filed January 27, 1997; January 30, 1997,
1-3 read first time and referred to Committee on Jurisprudence;
1-4 March 4, 1997, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; March 4, 1997, sent to printer.)

1-6 SENATE JOINT RESOLUTION

1-7 proposing a constitutional amendment relating to the place at which
1-8 the Supreme Court of Texas sits to transact business.

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1-14 any other location in this state for the transaction of business
1-15 and each term thereof shall begin and end with each calendar year.

1-16 SECTION 2. This proposed constitutional amendment shall be
1-17 submitted to the voters at an election to be held on November 4,
1-18 1997. The ballot shall be printed to permit voting for or against
1-19 the proposition: "The constitutional amendment authorizing the
1-20 supreme court to sit to transact business at any location in this
1-21 state."

1-22 * * * * *

**FAVORABLE
SENATE COMMITTEE REPORT ON**

SB SCR (SJR) SR HB HCR HJR 19

By WENTWORTH
(Author/Senate Sponsor)

MARCH 4, 1997
(date)

We, your Committee on JURISPRUDENCE, to which was referred the attached measure,
have on MARCH 3, 1997, had the same under consideration and I am instructed to report it
(date of hearing)
back with the recommendation (s) that it:

☒ do pass and be printed

☐ do pass and be ordered not printed

☐ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Rodney Ellis, Chair	<input checked="" type="checkbox"/>			
Senator Chris Harris, Vice-Chair	<input checked="" type="checkbox"/>			
Senator David Cain	<input checked="" type="checkbox"/>			
Senator Robert Duncan	<input checked="" type="checkbox"/>			
Senator Greg Luna	<input checked="" type="checkbox"/>			
Senator Steve Ogden			<input checked="" type="checkbox"/>	
Senator Jeff Wentworth	<input checked="" type="checkbox"/>			
TOTAL VOTES	6	0	1	0

COMMITTEE ACTION

S260 Considered in public hearing

S270 Testimony taken

Helen Gonzalez
COMMITTEE CLERK

Rod Ellis
CHAIRMAN

Paper clip the original and one copy of this signed form to the original bill
Retain one copy of this form for Committee files

BILL ANALYSIS

Senate Research Center

S.J.R. 19
By: Wentworth
Jurisprudence
2-23-97
As Filed

DIGEST

Currently, the Supreme Court is authorized to sit at any time during the year at the seat of government for the transaction of business. Many of the courts of appeals and supreme courts in other states have found that conducting occasional oral arguments away from the Capitol is educational to the bench, the bar, and the public. S.J.R. 19 authorizes the Supreme Court to sit at any location in this state to transact business.

PURPOSE

As proposed, S.J.R. 19 requires the submission to the voters of a constitutional amendment to authorize the Supreme Court to sit at any location in this state to transact business.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 3a, Article V, Texas Constitution, to authorize the Supreme Court to sit at any time during the year at the seat of government or, at the court's discretion, at any other location in this state for the transaction of business and each term thereof is required to begin and end with each calendar year.

SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters at an election to be held November 4, 1997. Sets forth the required language for the ballot.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
75th Regular Session

February 28, 1997

To: Honorable Rodney Ellis, Chair
Committee on Jurisprudence
Senate
Austin, Texas

IN RE: Senate Joint Resolution
No. 19
By: Wentworth

From: John Keel, Director

In response to your request for a Fiscal Note on SJR19 (Proposing a constitutional amendment relating to the place at which the supreme court sits to transact business.) this office has determined the following:

Biennial Net Impact to General Revenue Funds by SJR19-As Introduced

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$71,000.

No fiscal implication to units of local government is anticipated.

Source: Agencies: 307 Secretary of State
212 Office of Court Administration
304 Comptroller of Public Accounts

LBB Staff: JK, BB, JC

WITNESS LIST

SJR 19
SENATE COMMITTEE REPORT
Jurisprudence Committee

March 3, 1997 - 1:30P

For: Phillips, Tom Justice (Supreme Court of Texas), Austin

EX-100
JAN 2 1997
CLERK OF THE SENATE
STATE OF TEXAS
JAN 2 1997

April 2 1997 Engrossed
Latsy Spaw
Engrossing Clerk

By: Wentworth
(Gallego)

S.J.R. No. 19

SENATE JOINT RESOLUTION

1 proposing a constitutional amendment relating to the place at which
2 the Supreme Court of Texas sits to transact business.

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7 year at the seat of government or, at the court's discretion, at
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9 and each term thereof shall begin and end with each calendar year.

10 SECTION 2. This proposed constitutional amendment shall be
11 submitted to the voters at an election to be held on November 4,
12 1997. The ballot shall be printed to permit voting for or against
13 the proposition: "The constitutional amendment authorizing the
14 supreme court to sit to transact business at any location in this
15 state."

LEGISLATIVE BUDGET BOARD
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Source: Agencies: 307 Secretary of State
212 Office of Court Administration
304 Comptroller of Public Accounts

LBB Staff: JK, BB, JC

HOUSE COMMITTEE REPORT

1st Printing

By: Wentworth
(Gallego)

S.J.R. No. 19

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12 1997. The ballot shall be printed to permit voting for or against
13 the proposition: "The constitutional amendment authorizing the
14 supreme court to sit to transact business at any location in this
15 state."

COMMITTEE REPORT

The Honorable James E. "Pete" Laney
Speaker of the House of Representatives

April 21, 1997
(date)

Sir:

We, your COMMITTEE ON JUDICIAL AFFAIRS

to whom was referred SJR 19 have had the same under consideration and beg to report back with the recommendation that it

☒ do pass, without amendment.

☐ do pass, with amendment(s).

☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

☐ yes ☒ no A fiscal note was requested.

☐ yes ☒ no A criminal justice policy impact statement was requested.

☐ yes ☒ no An equalized educational funding impact statement was requested.

☐ yes ☒ no An actuarial analysis was requested.

☐ yes ☒ no A water development policy impact statement was requested.

☐ yes ☒ no A tax equity note was requested.

☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor Pete Gallego

Joint Sponsors: / / /

Co-Sponsors:

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Thompson, Chair	X			
Hartnett, Vice-chair	X			
Clark	X			
Crabb	X			
Garcia				X
Luna				X
Shields				X
Solis	X			
Zbranek	X			

Total 6
 0 aye
 0 nay
 0 present, not voting
 3 absent

Senjonia Thompson
CHAIR

BILL ANALYSIS

JUDICIAL AFFAIRS

S.J.R. 19

By: Wentworth (Gallego)

4-21-97

Committee Report (Unamended)

BACKGROUND

Currently, the Supreme Court is authorized to sit at any time during the year at the seat of government for the transaction of business. Many of the courts of appeals and supreme courts in other states have found that conducting occasional oral arguments away from the Capitol is educational to the bench, the bar, and the public. Most invitations for the Supreme Court to sit elsewhere have come from law schools.

PURPOSE

S.J.R. 19 requires the submission to the voters of a constitutional amendment to authorize the Supreme Court to sit at any location in this state to transact business.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency or institution.

SECTION BY SECTION ANALYSIS

SECTION 1 amends Section 3a, Article V, Texas Constitution, to authorize the Supreme Court to sit at any time during the year at the seat of government or, at the court's discretion, at any other location in this state for the transaction of business and each term thereof is required to begin and end with each calendar year.

SECTION 2 requires this proposed constitutional amendment to be submitted to the voters at an election to be held November 4, 1997. Ballot wording.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
75th Regular Session

February 28, 1997

To: Honorable Rodney Ellis, Chair
Committee on Jurisprudence
Senate
Austin, Texas

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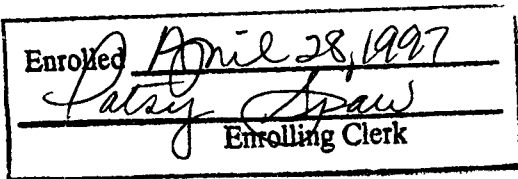
Source: Agencies: 307 Secretary of State
212 Office of Court Administration
304 Comptroller of Public Accounts

LBB Staff: JK, BB, JC

SUMMARY OF COMMITTEE ACTION

SJR 19

April 21, 1997 5:00PM
Considered in formal meeting
Reported favorably without amendment(s)



S.J.R. No. 19

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13 the proposition: "The constitutional amendment authorizing the
14 supreme court to sit to transact business at any location in this
15 state."

S.J.R. No. 19

President of the Senate

Speaker of the House

I hereby certify that S.J.R. No. 19 was adopted by the Senate on April 2, 1997, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 19 was adopted by the House on April 28, 1997, by the following vote: Yeas 112, Nays 31, one present not voting.

Chief Clerk of the House

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
75th Regular Session

February 28, 1997

To: Honorable Rodney Ellis, Chair
Committee on Jurisprudence
Senate
Austin, Texas

IN RE: Senate Joint Resolution
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Secretary of the Senate

I hereby certify that S.J.R. No. 19 was adopted by the House on April 28, 1997, by the following vote: Yeas 112, Nays 31, one present not voting.

Chief Clerk of the House

S.J.R. No. 19

By Wentworth

Proposing a constitutional amendment relating to the place at which the supreme court sits to transact business.

JAN 27 1997 Filed with the Secretary of the Senate
JAN 30 1997 Read and referred to Committee on JURISPRUDENCE
MAR 04 1997 Reported favorably _____
Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.
Ordered not printed
Laid before the Senate
APR 02 1997 Senate and Constitutional Rules to permit consideration suspended by: { unanimous consent
_____ yeas, _____ nays
APR 02 1997 Read second time, _____, and ordered engrossed by: { unanimous consent
a viva voce vote.
_____ yeas, _____ nays
APR 02 1997 Senate and Constitutional 3 Day Rule suspended by a vote of 31 yeas, 0 nays.
APR 02 1997 Read third time, _____, and passed by: 31 yeas, 0 nays

Lucy King
SECRETARY OF THE SENATE

OTHER ACTION:

APR 02 1997 Engrossed
April 3, 1997 Sent to House
Engrossing Clerk Satsy Saw
APR 3 1997 Received from the Senate
APR 7 1997 Read first time and referred to Committee on Judicial Affairs
APR 21 1997 Reported _____ favorably (~~as amended~~) (~~as substituted~~)
APR 23 1997 Sent to Committee on Calendars
APR 28 1997 Read second time (~~comm. subst.~~) (~~amended~~) and adopted (~~passed to third reading~~) by a record vote of 112 yeas, 31 nays, 1 present, not voting
Read third time (amended) and finally adopted (failed of adoption) by a record vote of _____ yeas, _____ nays, _____ present, not voting
APR 28 1997 Returned to Senate.

Sharon Carter

CHIEF CLERK OF THE HOUSE

APR 28 1997 Returned from House without amendment.
Returned from House with _____ amendments.
Concurred in House amendments by a viva voce vote _____ yeas, _____ nays.

_____ Refused to concur in House amendments and requested the appointment of a Conference Committee to adjust the differences.

_____ Senate conferees instructed.

_____ Senate conferees appointed: _____, Chairman; _____
_____, _____, and _____

_____ House granted Senate request. House conferees appointed: _____, Chairman;
_____, _____, _____.

_____ Conference Committee Report read and filed with the Secretary of the Senate.

_____ Conference Committee Report adopted on the part of the House by: _____

{ a viva voce vote
_____ yeas, _____ nays

_____ Conference Committee Report adopted on the part of the Senate by:

{ a viva voce vote
_____ yeas, _____ nays

OTHER ACTION:

_____ Recommitted to Conference Committee

_____ Conferees discharged.

_____ Conference Committee Report failed of adoption by: _____

{ a viva voce vote
_____ yeas, _____ nays